(3)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.No. 618 / 2005

Petitioner : Tulsiram Tandiya, S/o Shri Ram Prasad Tandiya, Aged about 58 years, R/o Permanent Residence – Village Dhara, Tahsil Dongargarh, Dist. Rajnandgaon (C.G.)

Versus

Respondents 1. State of Chhattisgarh through the Secretrary, School Education Dept., D.K.S. Bhavan, Raipur (C.G.)

2. The District Education Officer, Rajnandgaon (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

165

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(24)

मामला क्रमांक W.P. NO. 618 सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	09.3.2005 Shri P. R. Patankar, Counsel for the petitioner. Shri Sandeep Dubey, Govt. Advocate for the State on advance copy. Application (I.A.No.1238 of 2005) for urgent hearing is allowed. The petitioner has challenged the validity of the transfer order dated 31.7.2004 (Annexure P-1) by which he has been transferred from Primary School, Shivpuri, Dongargarh to Primary School Ghotia, Dongargarh. Learned counsel for the petitioner submits that the transferred place is at a distance of about 20 Kms. from the present place of posting of the petitioner. He also submitted that the petitioner is a Patient and it will not be suitable for the petitioner to go to the newly transferred place at Ghotia. He also submits that no one has been posted in place of the petitioner. I have heard learned counsel at length and also perused the records of the case. Having considered the facts and circumstances of the case and material on record, I am not inclined to interfere with the order of transfer (Annexure P-1) by which, in fact, the petitioner is being sent to another	

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 6/8/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

school which is only at a distance of 20 K.Ms. from the present place of posting.

Regarding the personal difficulties of the petitioner like unsound health etc., this Court can only say that to consider the grievance of above nature, employee may make suitable application/representation to the employer and if such application/representation is filed, the employer should decide the same in accordance with law.

The petition has no merits and is dismissed at the motion stage itself.

C.C. as per rules.

Sd/-
Sunil Kumar Sinha
Judge

13.5.05

14.5.05